

TFW 2633

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Appl. No. : 09/772,504 Confirmation No.: 9180  
Applicant : GEE-KUNG CHANG  
Title : OPTICAL LAYER MULTICASTING USING A MULTIPLE  
SUB-CARRIER HEADER AND MULTICAST SWITCH WITH  
ACTIVE HEADER INSERTION VIA REFLECTIVE SINGLE  
SIDEBAND OPTICAL PROCESSING  
Filed : 01/30/2001  
TC/A.U. : 2633  
Examiner : LEUNG, CHRISTINA Y.  
Docket No. : APP 1349-US (UC2002-395-1)  
Cust. No. : 8156

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE

Dear Sir:

This communication is responsive to the response to the Office Action mailed 08/09/2005.

Reconsideration of this application is respectfully requested in view of the foregoing discussion presented herein.

1. Rejection of Claims for Obviousness-Type Double Patenting.

The Examiner has rejected Claims 1-18 and 21 on an obvious-type double patenting rejection based on U.S. Patent Nos. 6,766,114 of Gee-Kung Chang et al..

In response, the Applicant has enclosed a terminal disclaimer of the instant application including that patent reference, as well as those listed in a previous terminal disclaimer for convenience.

2. Terminal Disclaimer Fee.

An appropriate fee is enclosed for filing the terminal disclaimer.

3. Conclusion.

Based on the foregoing, the Applicant respectfully requests that the various grounds for rejection in the Office Action be reconsidered and withdrawn, and that a Notice of Allowance be issued for the present Application to pass to issuance. In the event any further matters remain at issue with respect to the present Application, Applicants respectfully request that the Examiner please contact the undersigned below

Appl. No.: 09/772,504  
Amdt. Dated: 11/09/2005  
Off. Act. Dated: 08/09/2005

at the telephone number indicated in order to discuss such matter prior to the next action on the merits of this Application.

Date: 11/9/05

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'J. O'Banion', with a long horizontal flourish extending to the right.

John P. O'Banion, Reg. No. 33,201  
O'BANION & RITCHEY LLP  
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(916) 498-1010

**CERTIFICATION UNDER 37 CFR 1.8**

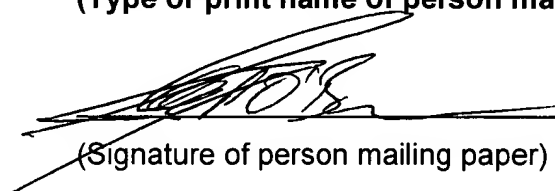
I hereby certify that the foregoing:

Response

is being deposited with the United States Postal Service on November 9, 2005  
with sufficient postage as first class mail in an envelope addressed to the:  
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

JOHN P. O'BANION

(Type or print name of person mailing paper)

  
(Signature of person mailing paper)